

FILLMORE CITY COUNCIL MEETING

August 1, 2023

Minutes of the regular meeting of the Fillmore City Council held August 1, 2023 in the Council Chambers of the Fillmore City Building. Notice of the time and place of the meeting was posted on the Utah State Public Notice website, the Fillmore City website, the Council Chambers, the City Office bulletin board, and the President Millard Fillmore Library. Notice was also provided to the Chronicle-Progress, radio station KMTI and each member of the governing body on July 28, 2023.

Those present were:

Mayor:	Michael D. Holt	Council:	Curt Hare
Attorney:	Elise Harris		Kyle Monroe
Recorder:	Kevin Orton		Eric R. Jenson
			Michael B. Winget
			Dennis W. Alldredge

Others present were: Cherish Works, Shawn Works, M. Waddingham, Dan Rowley, Shane Brunson, Eugene Larsen, and Pat Bennett.

6:30 p.m. Welcome by Mayor Holt and pledge of allegiance.

ADMINISTRATIVE BUSINESS

Minutes

MOTION: To accept the meeting minutes from the July 18, 2023 council meeting, as corrected.

By: Councilmember Monroe

Second: Councilmember Alldredge

Vote: Unanimous. Motion carried.

Payroll and Bills

MOTION: To approve the payment of bills listed on the invoice register dated July 19, 2023 – August 1, 2023 and payroll dated July 31, 2023.

By: Councilmember Jenson

Second: Councilmember Monroe

Vote: Unanimous. Motion carried.

Purchase Orders

MOTION: To approve Purchase Order 24-03 payable to Ascent Aviation Group, Inc. in the amount of \$24,262.38 for purchase of 4,885 gallons of LL aviation fuel.

By: Councilmember Winget

Second: Councilmember Hare

Vote: Unanimous. Motion carried.

COMMUNICATIONS AND REQUESTS

Fire Department Report – Chief Brunson

In July, there was one call for a natural gas leak at a residence and a false alarm call to Flowell. There was also a natural gas leak call to the Love's truck stop. Chief Brunson expressed that when the months are slow like July was, that is always a good thing.

The newly purchased rescue truck is getting very close to being completed because the chassis has arrived at the assembly location. Chief Brunson hopes to have a final completion date very soon.

A request for proposal is being developed for plans to make additions to the existing firehouse to provide additional storage space and parking for the fire department vehicles and other equipment.

Millard County Commission Report – Councilmember Alldredge

There are additions being made to the existing egg farm facility due to recent increased demand for eggs.

Citizens for Millard County – Shawn and Cherish Works

Millard County is in dire need of first responder volunteers. Last year, Citizens for Millard County organized and hosted a first responders event to encourage appreciation for first responders. First responders don't receive a lot of recognition, so providing such an event shows recognition and appreciation to them. Mr. Works stated that because he and his wife attended the event last year, they decided to join the county EMT team. The funds raised from the first responder events are donated directly to first responder organizations. Citizens for Millard County also conduct silent auctions to raise additional money, and they also ask local businesses for their support. The event for this year will be held on August 23rd. Live music will be provided as well as a cornhole tournament. There will also be a rose ceremony that the Millard High School football team will be conducting. The council was asked to provide folding chairs for the event and to help with advertising, to which the council stated that they would be happy to help with those requests.

Council Discussion Regarding Use of the Fillmore Fire Department Station Sirens

The council has received complaints recently about the fire sirens continuing to be used for fire calls. It has been expressed by complainants that the use of these sirens is unnecessary and obsolete, and that almost all Utah rural cities have discontinued the use of these sirens because of the introduction and use of modern technology, such as scanners, pagers, cell phone, etc.

The council discussed this with Chief Brunson, and it was decided that from now on, the siren will only be used for certain types of calls, and that Chief Brunson will provide a list of certain calls for which the siren will be used to alert the fire department of a call. With these stipulations that will be communicated to the Millard County Dispatch office, the council expressed their desire to continue usage of the siren.

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97 **OTHER BUSINESS BROUGHT BEFORE COUNCIL**
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100 Water Rights Lease Agreement Between Fillmore City and KG Ranch, LLC

101 The updated draft agreement being considered includes an increase of the water rights annual
102 fee paid to Fillmore City to \$4,891.25 and a 2% increase every year throughout the remainder
103 of the agreement. This agreement will be a 4-year agreement that will commence April 1,
104 2024 and end March 31, 2028. (To be amended per second motion below)
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106 MOTION: To accept the proposed water rights agreement between Fillmore City
107 and KG Ranch, LLC.

108 By: Councilmember Alldredge

109 Second: Councilmember Winget

110 Vote: Unanimous. Motion carried.
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112 MOTION: To rescind the prior motion and make a new motion to accept the
113 proposed water rights agreement between Fillmore City and KG Ranch,
114 LLC to include a modification to the agreement to a 10-year term on the
115 agreement as opposed to a 4-year term. The new term dates will start
116 April 1, 2024, and end March 31, 2034.

117 By: Councilmember Alldredge

118 Second: Councilmember Winget

119 Vote: Unanimous. Motion carried.
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122 **COUNCIL REPORTS**
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124 Councilmember Monroe

125 **No Report**
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127 Councilmember Hare

128 **Library**

- 129 • The city recently met with Sunrise Engineering to explore the possibility of building a
130 new library or significantly modifying the current library building. These meetings are
131 preliminary in that the city is simply gathering cost estimate information for several
132 different options, and once those are provided, the city may move onto the next step of
133 how the city would finance such a project.
134

135 Councilmember Alldredge

136 **Water**

- 137 • The new water tank is slowly filling with water. There is also some back-filling of dirt
138 that needs to be done as well as installing a fence surrounding the tank. The fence
139 cannot be constructed until the back-filling work is completed.

140 **Electric**

- 141 • Construction on the Great Lakes Cheese power line extension project has begun, and
142 some digging has commenced along Baker Lane.

- Councilmember Alldredge reported a slight improvement in the coal situation in that coal availability to IPP and other coal-fired plants is increasing. It is hopeful that this will contribute to a decrease in power purchases soon, however, it was reiterated that two Utah coal plants are on the verge of shutting down.

Councilmember Winget

Sidewalks

- There is a section of sidewalk that is badly buckled in front of the Millard County Sheriff's Office building.

Other

- Councilmember Winger asked for an update on installing lights on the North Park pickleball courts. Mayor Holt stated that the lights have been received and are ready to be installed. The council also expressed a desire to convert the sand volleyball court into another pickleball court.

Councilmember Jenson

Sewer

- Councilmember Jenson asked for an update on the city purchasing approximately 80 acres of property just west of the sewer lagoons. A purchase agreement is being drafted and is nearly finalized.

City Recorder/Administrator Kevin Orton

Mr. Orton recently advertised a request for qualifications (RFQ) to retain a new airport engineer because the city currently does not have an airport engineer on record with the State Department of Aeronautics. It is critical that one be retained soon because there are a couple of large airport projects that will be mostly funded by the State that will be completed over the next two fiscal years. Mr. Orton also stated that he expects to provide a recommendation for council approval to retain an airport engineer of record by the next council meeting based on the results of the RFQ responses.

Attorney Elise Harris

Delta City will potentially retain a new code enforcement officer for their city and wondered if Fillmore City was interested in using the same code enforcement officer.

Mayor Holt

There is a large company that is wanting to build a solar farm facility near the Intermountain Power Project (IPP) facility. Mayor Holt expressed a desire to not see tax dollars go towards such a project in Millard County. The organization would be asking Millard County for a 10-year tax break plan to help finance the project, and the city council would not be supportive of this project.

Closed Executive Session

MOTION: To go into a closed executive session at 7:44 p.m. to discuss pending or reasonably imminent litigation (Utah Code 52-4-205(c)). Those asked to attend the closed session in addition to all councilmembers were Attorney Elise Harris and City Recorder/Administrator Kevin Orton.

190 Councilmembers Alldredge, Hare, Monroe, Winget, and Jenson all
191 voted yes.

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193 By: Councilmember Monroe
194 Second: Councilmember Alldredge
195 Vote: Unanimous. Motion carried.

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197 The council returned to the open meeting at 8:00 p.m.

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200 **ADJOURNMENT**

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202 Upon motion by Councilmember Hare and second by Councilmember Monroe, the meeting
203 adjourned at 8:01 p.m.

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205 The next regularly scheduled council meeting will be held August 15, 2023 at 6:30 p.m.

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207

208 APPROVED August 15, 2023

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Michael D. Holt, Mayor